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*Suzanne Henderson*

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Tarrant County Texas

2009 Feb 26 10:34 AM

Fee: \$ 16.00

Submitter: SIMPLIFILE

**D209052041**

1 Pages

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AGREEMENT TO EXTEND PRIMARY TERM****STATE OF TEXAS****COUNTY OF TARRANT**

WHEREAS, on the 8<sup>th</sup> day of April, 2006, between Herbert Myers, Jr. and Virginia L. Myers, husband and wife, as Lessors, executed an Oil and Gas Lease in favor of XTO Energy Inc., as Lessee, recorded in Volume 7943, Page 444, of the Deed Records of Tarrant County, Texas, covering and describing 0.940 acres of land, more or less, out of the Caroline M. Adams Survey, Abstract No. 38, in Tarrant County, Texas, and

WHEREAS, it is the desire of the parties hereto that the primary term of said lease be extended;

NOW, THEREFORE, I the undersigned, the present owner of the oil, gas and other minerals in, on and under said land, in consideration of the sum of One Dollar and other valuable considerations cash in hand paid by XTO Energy Inc., the receipt of which is acknowledged, do hereby agree as follows:

That the primary term stipulated in paragraph 2 of said lease is hereby changed from three (3) years to three (3) years and six (6) months from the date of said lease.

To effectuate the purposes and intent of the parties hereto, there is hereby leased and let unto XTO Energy Inc. all the oil, gas and other products manufactured from oil and gas produced, in, on and under said land for and during the term of said lease as herein amended and extended, and subject to the provisions thereof. Except as herein changed, the provisions of said lease and any recorded amendment thereto shall remain in full force and effect, and are hereby ratified, adopted and confirmed the same as if incorporated herein.

IN WITNESS WHEREOF this instrument is executed on this the 21<sup>st</sup> day of February, 2009.

*Herbert Myers Jr.*  
Herbert Myers Jr.

*Virginia L. Myers*  
Virginia L. Myers

STATE OF TEXAS }  
{}  
COUNTY OF TARRANT}

**ACKNOWLEDGMENT**

This instrument was acknowledged before me on the 21<sup>st</sup> day of February, 2009 by Herbert Myers Jr. and Virginia L. Myers, husband and wife.

*Eric Jesus Sanchez*  
Notary Public State of Texas

My Commission Expires: 8-22-12

